THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2469 OF 2006

21.08.2006

Between:

G.Venkat Reddy @ Venkataiah, S/o.late Buchaiah
And others

… Petitioners

AND

Special Grade Deputy Collector-cum-Revenue Divisional Officer,
Ranga Reddy District East Division, Goshamahal, Hyderabad
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2469 OF 2006

ORDER:

The respondents 2 to 5 herein filed an application before the first respondent under Section 10 of A.P. (Telangana Area) Abolition of Inams Act, 1955 (the Act, for brevity) seeking grant of Occupancy Rights Certificate (ORC) in respect of the land admeasuring Acs.28.08 guntas comprised in survey Nos.274, 285, 295 and 299 situated at Ragannaguda Village H/o Turka Yamjal Village of Hayathnagar Mandal in Ranga Reddy District. It appears, initially, ORC was denied by an order dated 27.5.1985, aggrieved by which, the contesting respondents preferred appeal under Section 24 of the Act before the Joint Collector, Ranga Reddy District. By order dated 25.6.1997, the appellate authority remanded the matter to the first respondent to conduct fresh enquiry whereafter after conducting enquiry, the first respondent ordered issue of ORC to respondents 2 to 5 as well as petitioner No.3 and others to the extent of the shares to which they are entitled to, aggrieved by the same, the present writ petition is filed.

The dispute raised is essentially against the issue of ORC to the petitioners to the lesser extent of the land than what they claimed and granting ORC to respondents 2 to 5 in respect of more extent of land. In this background, it would not be proper for this Court to enquire into this aspect of the matter. The petitioners have an effective alternative remedy of filing an appeal under Section 24 of the Act.

At the stage of admission itself, the respondents 2 to 5 are represented by a duly instructed counsel, Sri A.H.Chakravarthy. After hearing the learned Counsel for petitioners and learned Counsel for the respondents, this Court is of considered opinion that so as to subserve the interest of the petitioners as well as respondents 2 to 5, there should be *status quo* in all respects. While accordingly ordering *status quo* as on today, liberty is given to the petitioners to prefer appeal before the Joint Collector-II, Ranga Reddy District, within a period of ten (10) days from the date of receipt of a copy of this order. As and when such appeal is filed, the Joint Collector shall dispose of the same within a period of eight (8) weeks from the date of its presentation.

The writ petition, with the above observations and directions, is

accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

August 21, 2006

NOTE:

1. Office is directed to send a copy of this order to the Joint Collector-II, Ranga Reddy District.
2. Issue order copy by 23.8.2006.

(By order)

YS